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**Response under 37 C.F.R. 1.116
- Expedited Examining Procedure -
Examining Group 1755**

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Customer No. 01333



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Delaina A. Allen, et al

**PIGMENTED INKS FORMED USING
MICROFILTRATION**

Serial No. 10/748,888

Filed 30 December 2003

Group Art Unit: 1755

Examiner: Veronica F. Faison

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Robin G. DePoint
Robin G. DePoint

August 31, 2005
Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Response Under 37 CFR 1.116

This is in response to the Final Rejection dated June 3, 2005.

REMARKS

Claims 1-20 are rejected. Claims 1-20 are presently pending in the application. Favorable reconsideration of the application in view of the following remarks is respectfully requested.

On pages 2-4 of the Final Rejection, claims 1-20 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Yu et al. (USPN 6,494,943), or alternatively under 35 U.S.C. § 103(a) as being unpatentable over Yu et al. The Examiner indicates that Yu et al. teaches a colored pigment having properties similar to the claimed invention. The Examiner states that the particles disclosed in Yu et al. are from about 10 to 300 nm in size. The Examiner states that the ink composition filters through a 3.0 micron nylon absolute filter. The Examiner indicates that the colored pigment is typically as small as possible to enable a